

TONY WEST
Assistant Attorney General
JOSEPH P. RUSSONIELLO
United States Attorney
ARTHUR R. GOLDBERG
Assistant Branch Director
MARK T. QUINLIVAN (D.C. BN 442782)
Assistant U.S. Attorney
John Joseph Mackle U.S Courthouse
1 Courthouse Way, Suite 9200
Boston, MA 02210
Telephone: (617) 748-3606
e-mail: mark.quinlivan@usdoj.gov

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JOEL McELVAIN (SBN 257736)
Attorney
U.S. Department of Justice
Civil Division, Federal Programs Branch
450 Golden Gate Ave., Room 7-5395
San Francisco, CA 94102
Telephone: (415) 436-6645
e-mail: joel.mcelvain@usdoj.gov

Attorneys for Defendants

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
(SAN JOSE DIVISION)**

COUNTY OF SANTA CRUZ, et al.,)

Plaintiffs,)

v.)

ERIC H. HOLDER, JR.,)
Attorney General of the United States;)
MICHELE LEONHART,)
Acting Administrator of the)
Drug Enforcement Administration; and)
R. GIL KERLIKOWSKE,)
Director of the Office of)
National Drug Control Policy,)

Defendants.)

Civil Action No. 03-1802 JF

**ORDER APPROVING
JOINT STIPULATION TO CONVERT
SETTLEMENT CONFERENCE TO
A CASE MANAGEMENT
CONFERENCE**

Date: October 30, 2009
Time: 11:00 a.m.
Courtroom 3, 5th Floor
Hon. Jeremy Fogel

1 The parties hereby jointly stipulate that the settlement conference, scheduled for
 2 October 30, 2009, at 11:00 a.m., should be converted to a case management conference. In
 3 view of the clarification and guidance issued by the Department of Justice on October, 19,
 4 2009, the parties believe that a case management conference is in order and that a settlement
 5 conference would not be productive at this time. The parties therefore request that this Court
 6 convert the settlement conference to a case management conference. The parties also request
 7 that their respective lead counsels be allowed to participate in the case management
 8 conference by telephone, as has been previously allowed.

9
 10 Respectfully submitted,

11
 12 FOR THE PLAINTIFFS

FOR THE DEFENDANTS

13 /s/ Graham Boyd
 14 GRAHAM BOYD
 15 American Civil Liberties Union Foundation
 16 1101 Pacific Avenue, Suite 333
 17 Santa Cruz, CA 95062
 (831) 471-9000
 e-mail: gboyad@aclu.org

/s/ Mark T. Quinlivan
 MARK T. QUINLIVAN
 Assistant U.S. Attorney
 John Joseph Moakley U.S. Courthouse
 1 Courthouse Way, Suite 9200
 Boston, MA 02210
 (617) 748-3606
 e-mail: mark.quinlivan@usdoj.gov

18 Dated: October 26, 2009

19
 20 PURSUANT TO STIPULATION IT IS SO ORDERED

21
 22 
 23 JEREMY FOGEL
 24 UNITED STATES DISTRICT JUDGE

25 Dated: October 28, 2009